

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

THE HOPI TRIBE, a federally recognized Indian  
Tribe,

Plaintiff,

vs.

UNITED STATES DEPARTMENT OF  
AGRICULTURE – FOREST SERVICE and the  
Honorable THOMAS J. VILSACK, its Secretary;  
THOMAS L. TIDWELL, Chief of the United States  
Forest Service; and M. EARL STEWART, in his  
official capacity as Forest Supervisor for the  
Coconino National Forest,

Defendants.

**Civil Action No. 12-1846 (RJL)**

**PLAINTIFF HOPI TRIBE'S NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiff, the Hopi Tribe, has reached an agreement with the United States regarding the subject matter of this action. Wherefore, pursuant to Federal Rule of Civil Procedure 41(a) Plaintiff hereby notices the voluntary dismissal of this action without prejudice.

**HUNSUCKER GOODSTEIN PC**

**By:** /s/ Michael D. Goodstein  
Michael D. Goodstein (DC Bar No. 469156)  
Kate Trinward Udo (Pro Hac Vice)  
HUNSUCKER GOODSTEIN PC  
5335 Wisconsin Avenue, NW Suite 360  
Washington, DC 20015  
Phone: (202) 895-5380  
Fax: (202) 895-5390  
E-Mail: [MGoodstein@hgnlaw.com](mailto:MGoodstein@hgnlaw.com)  
[KUdo@hgnlaw.com](mailto:KUdo@hgnlaw.com)

David F. Askman (CO Bar No. 44423)  
Pro Hac Vice  
HUSUCKER GOODSTEIN PC  
1400 Sixteenth Street, Suite 400  
Denver, CO 80202  
Phone: (720) 932-8126  
Fax: (720) 302-2700  
E-Mail: [DAskman@hgnlaw.com](mailto:DAskman@hgnlaw.com)

**Of Counsel:**

**ROBERT J. LYTTLE, P.C.**  
Hopi Tribe General Counsel  
P.O. Box 1189  
Carefree, AZ 85337

*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I, Michael D. Goodstein, hereby certify that on this 20th day of December, 2012, I electronically filed the foregoing documents with the Clerk of the Court using the Court's electronic filing system, which provides electronic notice to the following:

**FOR THE DEFENDANTS:**

Rickey D. Turner Jr.  
U.S. Department of Justice  
Environment and Natural Resources Division  
Wildlife & Marine Resources Section  
999 18th Street  
South Terrace, Suite 370  
Denver, CO 80202  
Telephone: (303) 844-1373  
Email: [rickey.turner@usdoj.gov](mailto:rickey.turner@usdoj.gov)

**FOR DEFENDANT-INTERVENOR:**

Catherine E. Stetson (DC Bar # 453221)  
HOGAN LOVELLS LLP  
555 13<sup>th</sup> Street N.W.  
Washington, D.C. 20004-1109  
Tel: (202) 637-5600  
Fax: (202) 637-5910  
Email: [cate.stetson@hoganlovells.com](mailto:cate.stetson@hoganlovells.com)

Andrew L. Spielman  
Margaret A. Parish  
HOGAN LOVELLS LLP  
1200 Seventeenth Street, Suite 1500  
Denver, Colorado 80202  
Tel: (303) 899-7300  
Email: [andy.spielman@hoganlovells.com](mailto:andy.spielman@hoganlovells.com)  
[meg.parish@hoganlovells.com](mailto:meg.parish@hoganlovells.com)

**HUNSUCKER GOODSTEIN PC**

By: /s/ Michael D. Goodstein  
Michael D. Goodstein (DC Bar No. 469156)